

EXHIBIT C

Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF NEW JERSEY
3 CIVIL ACTION NO. 3:15-cv-02932-BRM-TJB

4 JOEL MARTINEZ,

5 Plaintiff,

6 vs.

7 COLONEL JOSEPH R. FUENTES, SUPERINTENDENT;
8 LT. COLONEL PATRICK CALLAHAN, DEPUTY
9 SUPERINTENDENT OF OPERATIONS; MAJOR KEVIN
10 DUNN, DEPUTY BRANCH COMMANDER, FIELD
11 OPERATIONS SECTION; JOHN DOE 1, TROOP C
12 COMMANDER; JOHN DOE 2, SUPERVISOR; TROOPER I
13 JOSE G. RIVERA (#6010); ACTING MAJOR MARK
14 WONDRACK, OFFICE OF PROFESSIONAL STANDARDS;
15 CAPTAIN SCOTT EBNER, BUREAU CHIEF, INTAKE
16 AND ADJUDICATION BUREAU, OFFICE OF
17 ADJUDICATION BUREAU, OFFICE OF PROFESSIONAL
18 STANDARDS, and DSG ISMAEL E. VARGAS,
19 Defendants.

20 -----
21 THURSDAY, APRIL 19, 2018
22 -----

23 Oral sworn deposition of MICHAEL S.
24 GOLDENBERG, taken at the Lawrenceville Prep School,
25 2500 Main Street, Hogate Hall, Lawrenceville, New
Jersey, before Carolyn J. McCalla, Certified Court
Reporter, on the above date, commencing at 10:10
a.m., there being present:

23 TATE & TATE
24 Certified Court Reporters
25 520 Stokes Road - Suite C-1
Medford, New Jersey 08055
(856) 983-8484 - (800) 636-8283

USDC, District of NJ
No. 3:15-cv-02932-BRM-TJB

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APPEARANCES CONTINUED:

LOUGHRY & LINDSAY, LLC
330 Market Street
Camden, New Jersey 18102

BY: JUSTIN T. LOUGHRY, ESQUIRE
Attorneys for Plaintiff

ATTORNEY GENERAL OF NEW JERSEY
25 Market Street, PO Box 116
Trenton, New Jersey 08648
BY: KAI MARSHALL-OTTO, ESQUIRE
Attorneys for Defendants Colonel
Joseph Fuentes, et al.

WINDELS, MARX, LANE & MITTENDORF, LLP
120 Albany Street Plaza
New Brunswick, New Jersey 08901
BY: WILLIAM C. CAGNEY, ESQUIRE
Attorneys for the witness

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MICHAEL S. GOLDENBERG, having been first
duly sworn, testified as follows:

EXAMINATION BY MR. MARSHALL-OTTO:

Q. This is the matter captioned Martinez V
Fuentes, et al., presently proceeding in the U.S.
District Court District of New Jersey. My name is
Kai Marshall-Otto. I am a Deputy Attorney General
with the Office of the Attorney General. I
represent defendant Trooper Jose Rivera with respect
to the civil lawsuit that Joel Martinez has brought
against him.

We're here today at the Lawrenceville
School in Lawrenceville, New Jersey to depose
Mr. Michael Goldenberg. Mr. Goldenberg, do you
understand that you are under oath?

A. Yes.

Q. Wonderful. This deposition shouldn't take
long today. I'm going to ask you a few questions
about some events that occurred back in April of
2013. Okay?

A. Yes.

Q. I'm just going to go over a few preliminary
rules before we get started.

Have you had your deposition taken before?

A. Never.

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WITNESS	EXAMINING ATTORNEY	PAGE
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MICHAEL S. GOLDENBERG

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EXHIBITS

NUMBER	DESCRIPTION	MARKED FOR ID
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Goldenberg 1	Handwritten notes of incident by Mr. Goldenberg, 4/26/13	19
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Q. Never, okay.

A. You mean for this case?

Q. For any matter.

A. Yeah.

Q. You have not?

A. This is the first time.

Q. I'm going to just go over some instructions
to make the process run smoothly.

During the course of this deposition I'm
going to ask you a series of questions regarding the
events underlying this lawsuit. Please make sure to
answer each question to the best of your
recollection. That being said, if you don't know
the answer to any particular question I may ask, you
are free to inform me of such. You don't have to
make up an answer.

A. Okay.

Q. You can say you don't remember, you can say
you don't know or you can explain to me what you do
remember. I will try to avoid asking you questions
that ask for you to engage in speculation. With
that said, if I ask a question, that may require you
to speculate, you can do so and tell me that you are
simply speculating and that will be clear for the
record. However, you are not required to do that.

2 (Pages 2 to 5)

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<p style="text-align: right;">Page 6</p> <p>1 Make sure to speak all your answers. The</p> <p>2 court reporter can't take down a nod or the shake of</p> <p>3 the head. Only verbal answers will do.</p> <p>4 A. I understand.</p> <p>5 Q. Please wait for me to finish speaking</p> <p>6 before you start answering. That helps ensure that</p> <p>7 we have a clear record for the court reporter. I</p> <p>8 will try and do the same for you.</p> <p>9 Are you on any medication or other</p> <p>10 substances today that might impact your ability to</p> <p>11 testify correctly or truthfully or impact your</p> <p>12 memory?</p> <p>13 A. No.</p> <p>14 Q. Great.</p> <p>15 Did you review any materials or other</p> <p>16 documents in preparation for your deposition today?</p> <p>17 A. Yes, I did.</p> <p>18 Q. And what might those be?</p> <p>19 A. After the incident I went back to my office</p> <p>20 and wrote down what I had seen.</p> <p>21 Q. And it's my understanding that you have a</p> <p>22 copy to produce to us today?</p> <p>23 A. I have a copy with me. I have a copy with</p> <p>24 me.</p> <p>25 Q. Great. Thank you.</p>	<p style="text-align: right;">Page 8</p> <p>1 A. Yes, I was.</p> <p>2 Q. Can you tell me a little bit about your</p> <p>3 educational background, quickly. I don't want to go</p> <p>4 into a ton of detail.</p> <p>5 A. I have a Bachelor's of Science in physical</p> <p>6 education/athletic training from Plymouth State</p> <p>7 University. From there I have a Master's of science</p> <p>8 in exercise physiology/athletic training at the</p> <p>9 University of Buffalo.</p> <p>10 Q. Are you currently employed with the</p> <p>11 Lawrenceville School?</p> <p>12 A. Yes, I am.</p> <p>13 Q. How long have you been employed with the</p> <p>14 Lawrenceville School?</p> <p>15 A. 29 years.</p> <p>16 Q. After you received your higher education</p> <p>17 degrees, did you immediately begin employment here</p> <p>18 or have you worked elsewhere?</p> <p>19 A. No. Well, after I, after I got my</p> <p>20 undergraduate degree, I worked for three years as an</p> <p>21 athletic trainer at a private boarding school and</p> <p>22 went to get my Master's and have been here ever</p> <p>23 since.</p> <p>24 Q. What was that private school?</p> <p>25 A. Brewster Academy in Wolfeboro, New</p>
<p style="text-align: right;">Page 7</p> <p>1 And we're going to ask to take possession</p> <p>2 of a copy of that and your attorney can facilitate</p> <p>3 that, okay?</p> <p>4 A. Okay.</p> <p>5 Q. Thank you.</p> <p>6 For the record, what is your full name?</p> <p>7 A. Michael Scott Goldenberg.</p> <p>8 Q. And your date of birth?</p> <p>9 A. [REDACTED]</p> <p>10 Q. Where do you presently reside?</p> <p>11 A. The Lawrenceville School.</p> <p>12 Q. The Lawrenceville?</p> <p>13 A. Faculty housing.</p> <p>14 Q. And where is that on the campus?</p> <p>15 A. It's right across from the baseball field.</p> <p>16 Q. It is.</p> <p>17 Is that near where Vicky Martinez resides?</p> <p>18 A. Yes.</p> <p>19 Q. Does she still reside there?</p> <p>20 A. Yes.</p> <p>21 Q. And she resided there in April 2013, to the</p> <p>22 best of your knowledge?</p> <p>23 A. Yes.</p> <p>24 Q. And you were living there in April of 2013</p> <p>25 as well?</p>	<p style="text-align: right;">Page 9</p> <p>1 Hampshire.</p> <p>2 Q. And can you list for me the positions you</p> <p>3 have held at the Lawrenceville School in the past 29</p> <p>4 years?</p> <p>5 A. I have been head athletic trainer. I have</p> <p>6 been the associate AD/athletic trainer. I have been</p> <p>7 the acting athletic director, I have been the</p> <p>8 athletic director and now I'm back to being an</p> <p>9 athletic trainer.</p> <p>10 Q. And can you tell me in April of 2013 what</p> <p>11 position did you hold?</p> <p>12 A. I was the associate athletic director.</p> <p>13 Q. The associate athletic director.</p> <p>14 And did you hold the athletic director</p> <p>15 position subsequent to that or prior?</p> <p>16 A. I held it after.</p> <p>17 Q. And then in what year did you become an</p> <p>18 athletic trainer?</p> <p>19 A. Again, three years ago, 2015 I guess.</p> <p>20 Q. What was the reason for that?</p> <p>21 A. I didn't like administration anymore. I</p> <p>22 missed working with the students.</p> <p>23 Q. Are you happier now?</p> <p>24 A. Much happier.</p> <p>25 Q. That's great.</p>

<p style="text-align: right;">Page 10</p> <p>1 A. Doing what I was trained to do.</p> <p>2 Q. That's really all I have in the way of</p> <p>3 background. I would like to dive right into the</p> <p>4 incident in question.</p> <p>5 Were you present on the grounds of the</p> <p>6 Lawrenceville School on April 26th of 2013?</p> <p>7 A. Yes.</p> <p>8 Q. And can you tell me did you encounter or</p> <p>9 come across an incident occurring between Trooper</p> <p>10 Jose Rivera and one Joel Martinez?</p> <p>11 A. Yes.</p> <p>12 Q. What were you -- prior to coming across</p> <p>13 that incident, what were you doing?</p> <p>14 A. I was, actually what I can remember is I</p> <p>15 was probably feeding my dog and letting him out real</p> <p>16 quick.</p> <p>17 Q. And at the time you were associate athletic</p> <p>18 director, would that have brought you onto the</p> <p>19 baseball field at that time? Were you attending the</p> <p>20 practice -- I'm sorry. Strike that.</p> <p>21 At the time when you were feeding your dog,</p> <p>22 had you been at the baseball practice that day?</p> <p>23 A. I had passed it.</p> <p>24 Q. Would you regularly attend those practices?</p> <p>25 A. No.</p>	<p style="text-align: right;">Page 12</p> <p>1 Mr. Martinez were there at the baseball field, did</p> <p>2 you think that Trooper Rivera's presence there was</p> <p>3 appropriate?</p> <p>4 A. Yes, because he is a volunteer coach.</p> <p>5 Q. And so his presence on the school grounds</p> <p>6 would be expected?</p> <p>7 A. Yes.</p> <p>8 Q. Did you think anything of -- strike that.</p> <p>9 Did you think that Mr. Martinez's presence</p> <p>10 on the school grounds was appropriate?</p> <p>11 A. Yes.</p> <p>12 Q. And why would that be?</p> <p>13 A. He lives down -- he lives in the</p> <p>14 neighborhood with his wife.</p> <p>15 Q. So, you understood him to live at that</p> <p>16 house at that time?</p> <p>17 A. Yes.</p> <p>18 Q. Once you came out of your house, what did</p> <p>19 you observe?</p> <p>20 A. I just got in my golf cart and started to</p> <p>21 drive around the corner. You have to see where I</p> <p>22 live, but it's, I just drove over to his car and</p> <p>23 waited for him and I witnessed them walking towards</p> <p>24 me.</p> <p>25 Q. And you witnessed them walking towards you.</p>
<p style="text-align: right;">Page 11</p> <p>1 Q. Where did you come across Mr. Martinez and</p> <p>2 Trooper Rivera?</p> <p>3 A. After I left my house, I saw them leaving</p> <p>4 the -- they were by the corner of the baseball</p> <p>5 field, or should I say inside the fence by the</p> <p>6 dugout, and I could see that from my house. So I</p> <p>7 wanted to say good-bye to the trooper and I was also</p> <p>8 interested to see what his trooper car looked like</p> <p>9 inside. I am a tech type of guy and I just wanted</p> <p>10 to say good-bye and see what it looked like.</p> <p>11 So I got in my golf cart, drove past and</p> <p>12 stopped by his car waiting for them to completely</p> <p>13 finish coming to his car.</p> <p>14 Q. So, so when you saw Trooper Rivera and</p> <p>15 Mr. Martinez out the window at the baseball field,</p> <p>16 did you discern at that time that there was a</p> <p>17 confrontation going on between them or did you just</p> <p>18 see them and think I'm going to -- excuse me. Did</p> <p>19 you observe that there was a confrontation going on</p> <p>20 at that time?</p> <p>21 A. Not at all.</p> <p>22 Q. So, did you simply think to yourself I'm</p> <p>23 going to go say good-bye to Trooper Rivera?</p> <p>24 A. Correct.</p> <p>25 Q. When you saw that Trooper Rivera and</p>	<p style="text-align: right;">Page 13</p> <p>1 What did you see and what did you hear?</p> <p>2 A. They were shoulder to shoulder walking</p> <p>3 toward me towards the police car. They were</p> <p>4 speaking Spanish. So I really didn't know what they</p> <p>5 were saying whatsoever and I saw -- do you want me</p> <p>6 to continue?</p> <p>7 Q. No, that's okay.</p> <p>8 A. So, I saw them walking towards the police</p> <p>9 car talking Spanish, shoulder to shoulder.</p> <p>10 Q. Did you notice anything about the tone of</p> <p>11 voice in which Mr. Martinez was speaking?</p> <p>12 A. It was tough to say because, again, it was</p> <p>13 quick. They were speaking Spanish. I didn't</p> <p>14 understand what they were saying, but they were</p> <p>15 having a conversation for sure.</p> <p>16 Q. Did Mr. Martinez or Trooper Rivera appear</p> <p>17 to be agitated at that point?</p> <p>18 A. No.</p> <p>19 Q. Not to your observation?</p> <p>20 A. They were definitely eye to eye, speaking</p> <p>21 you can see them definitely concentrating on each</p> <p>22 other as they were speaking. I did not hear anybody</p> <p>23 yell or scream.</p> <p>24 Q. What did you see next?</p> <p>25 A. Then what happened was that once they got</p>

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<p style="text-align: right;">Page 14</p> <p>1 closer to the car, Joel came over to me and said</p> <p>2 that Mr. Rivera, I will just say Jose was having an</p> <p>3 affair with his wife. He shouldn't be here. He</p> <p>4 threatened me and I'm going to get a restraining</p> <p>5 order against him.</p> <p>6 Q. And how did you respond?</p> <p>7 A. Shocked. Originally I thought they were</p> <p>8 kidding. I didn't -- I just was shocked. I didn't</p> <p>9 really, again, I didn't realize there was an issue</p> <p>10 until he came over to me.</p> <p>11 Q. Did you respond verbally to Mr. Martinez?</p> <p>12 A. Nothing.</p> <p>13 Q. Did you walk away or go back to your golf</p> <p>14 cart?</p> <p>15 A. No, because he came over to me. After he</p> <p>16 said that he started walking back over to his, Vicky</p> <p>17 who was his wife at the time who was also at the</p> <p>18 scene.</p> <p>19 Q. And did he begin verbally communicating</p> <p>20 with Vicky?</p> <p>21 A. It looked like they were starting to talk,</p> <p>22 yes.</p> <p>23 Q. A private conversation?</p> <p>24 A. Yes, I did not hear it.</p> <p>25 Q. Did it appear to be heated?</p>	<p style="text-align: right;">Page 16</p> <p>1 Q. Can you explain to me what happened next?</p> <p>2 A. Trooper Rivera then said he's not supposed</p> <p>3 to be here and repeated that and then went over to</p> <p>4 him and said stand still and that's when -- and then</p> <p>5 cuffed him.</p> <p>6 Q. Prior to his cuffing him, did you observe</p> <p>7 Mr. Martinez make physical contact with Trooper</p> <p>8 Rivera?</p> <p>9 A. No, I did not.</p> <p>10 Q. You did not?</p> <p>11 A. I don't remember.</p> <p>12 Q. Is it possible that you may have told</p> <p>13 police investigators --</p> <p>14 MR. CAGNEY: I'm going to object if it</p> <p>15 is a possibility question.</p> <p>16 MR. LOUGHRY: I will ask if you are</p> <p>17 asking leading questions.</p> <p>18 Q. I will ask a different question. Do you</p> <p>19 recall telling police investigators subsequent to</p> <p>20 the incident that you had observed that?</p> <p>21 A. I don't recall.</p> <p>22 Q. After Mrs. Martinez indicated that</p> <p>23 Mr. Martinez should not have been present on school</p> <p>24 grounds --</p> <p>25 MR. LOUGHRY: Objection. That was not</p>
<p style="text-align: right;">Page 15</p> <p>1 A. That I couldn't tell you. I can't speak on</p> <p>2 that.</p> <p>3 Q. So, did it appear that Mr. Martinez was</p> <p>4 agitated at the time he began to explain why he was</p> <p>5 upset with Mr. -- with Trooper Rivera's presence?</p> <p>6 A. Yes. He was definitely upset when he was</p> <p>7 talking to me.</p> <p>8 Q. And subsequent to when he went over to</p> <p>9 Vicky Martinez and engaged her in conversation, what</p> <p>10 happened?</p> <p>11 A. Jose came over towards me and then Vicky</p> <p>12 said something, I did hear this, said "You are not</p> <p>13 supposed to be here. Why are you here?"</p> <p>14 Q. To whom?</p> <p>15 A. To Joel.</p> <p>16 Q. So, Joel Martinez?</p> <p>17 A. Yes.</p> <p>18 Q. And do you recall if you heard</p> <p>19 Mr. Martinez's response to that?</p> <p>20 A. I did not.</p> <p>21 Q. Did she say anything, and she being</p> <p>22 Mrs. Martinez, Vicky Martinez, did Mrs. Martinez say</p> <p>23 anything to Trooper Rivera regarding his presence</p> <p>24 there?</p> <p>25 A. No, she did not.</p>	<p style="text-align: right;">Page 17</p> <p>1 the testimony. Objection to the form.</p> <p>2 Q. After Mrs. Martinez stated you should not</p> <p>3 be here, did you perceive Mr. Martinez to be</p> <p>4 trespassing?</p> <p>5 A. No.</p> <p>6 Q. Did you feel that the situation at that</p> <p>7 point was under control insofar as everyone's safety</p> <p>8 was concerned?</p> <p>9 A. Yes.</p> <p>10 Q. So you didn't feel like a police presence</p> <p>11 was necessary?</p> <p>12 A. I don't understand the question.</p> <p>13 Q. When this, when the interchange was going</p> <p>14 on, it appeared, did it appear heated?</p> <p>15 A. Which interchange?</p> <p>16 Q. Good question. Regarding whether</p> <p>17 Mr. Martinez should have been present at the school?</p> <p>18 A. Well, he should not have been on the</p> <p>19 baseball field inside the fence on the baseball</p> <p>20 field. That wasn't his place to be, but other than</p> <p>21 that as a faculty member you can go wherever, as a</p> <p>22 faculty spouse or a faculty member, you can walk the</p> <p>23 grounds wherever you would like.</p> <p>24 Q. Understood. Thank you.</p> <p>25 Have you learned, I really don't have very</p>

5 (Pages 14 to 17)

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<p style="text-align: right;">Page 18</p> <p>1 much left. I'm curious, subsequent to the events 2 unfolding, have you had any conversations with 3 anyone other than your attorney, that have further 4 informed your understanding of the events that took 5 place? 6 A. No. 7 Q. I'm going to give Mr. Loughry a chance to 8 ask some questions before I ask anything further. 9 EXAMINATION BY MR. LOUGHRY: 10 Q. Good morning, is it Mr. Goldenberg? 11 A. Yes. 12 Q. Mr. Goldenberg, my name is Justin Loughry. 13 We shook hands I think a few moments before this 14 deposition began. Do you remember that? 15 A. You introduced yourself. 16 Q. But we haven't met before that moment, have 17 we, as far as you know? 18 A. Correct. 19 Q. And we haven't had any communications as 20 far as you know, have we? 21 A. Correct. 22 Q. You have made some mention here of some 23 notes that you made on the date in question. I 24 guess that would be back on April 26, 2013, about 25 what you saw and what you heard. Do you remember</p>	<p style="text-align: right;">Page 20</p> <p>1 Q. In their original form. I don't know if 2 this instruction was given to you before, but if it 3 was, I apologize, if not, let me just say that I 4 have great respect for the court reporters from Tate 5 & Tate. I have known them for many years. They are 6 marvelous court reporters, but it is difficult for 7 them to take down two people speaking at the same 8 time. So if you could let me finish my question 9 before you begin your answer and I will try to do 10 you the same courtesy. I'm not perfect. So I don't 11 always follow my own rules, but it's just easier for 12 her. So let me just go back. 13 You typed those on the date in question? 14 A. Yes, sir. 15 Q. And did you make any handwritten notes 16 prior to typing them? 17 A. No, sir. 18 Q. So, you sat down at a computer and just 19 banged it out? 20 A. Yes, sir. 21 Q. Now, have you shown these notes to anyone 22 from the New Jersey State Police prior to today? 23 A. I don't recall. 24 Q. Have you given a copy of these notes to 25 anyone prior to today?</p>
<p style="text-align: right;">Page 19</p> <p>1 making mention of that? 2 A. Yes. 3 Q. And do you have those notes with you here 4 today? 5 A. Yes. 6 Q. Could you please produce them for us so I 7 can take a look? Thank you. I'm going to ask the 8 court reporter to mark them please so can we call 9 them Goldenberg 1 to keep everything straight. 10 (Exhibit Goldenberg 1, Handwritten 11 notes of incident by Mr. Goldenberg, 4/26/13, was 12 marked for identification.) 13 Q. Mr. Goldenberg, I'm placing in front of you 14 now something our court reporter has marked 15 Goldenberg 1 for identification. Is that the notes 16 that you and I just referred to in our question and 17 answer? 18 A. Yes, sir. 19 Q. These are notes that you made on April 26, 20 2013? 21 A. Yes, sir. 22 Q. Are they typed? 23 A. Yes, sir. 24 Q. Did you type them? 25 A. Yes, I did.</p>	<p style="text-align: right;">Page 21</p> <p>1 A. Yes, sir. 2 Q. To whom? 3 A. Our security, head of security and my 4 immediate supervisor at the time, the athletic 5 director. 6 Q. So, those are both employees of the 7 Lawrenceville School? 8 A. Yes, sir. 9 Q. Now, let me just ask to be clear, except 10 for employees of the Lawrenceville School here, the 11 school we are at today, have you given a copy of 12 these notes to anyone? 13 A. No, sir. 14 Q. And so be more specific, you haven't given 15 them to Mr. Kai Marshall-Otto up until this moment 16 perhaps, correct? Am I right? 17 A. Correct. 18 Q. And, of course, you haven't met me and you 19 haven't given them to me, have you? 20 A. Correct. 21 Q. And do you know whether your supervisors, 22 if you don't know I understand, do you know whether 23 these supervisors forwarded these notes to anyone 24 outside of the school? 25 A. I would not know.</p>

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<p style="text-align: right;">Page 22</p> <p>1 Q. Who are the supervisors to whom you gave 2 them?</p> <p>3 A. John Simar.</p> <p>4 Q. Can you spell that?</p> <p>5 A. S-I-M-A-R.</p> <p>6 Q. And that's John Simar?</p> <p>7 A. Yes.</p> <p>8 Q. And what's his position?</p> <p>9 A. He is retired now.</p> <p>10 Q. Who else?</p> <p>11 A. He was the athletic director, Kevin 12 Reading.</p> <p>13 Q. Is he still around?</p> <p>14 A. Yes, sir.</p> <p>15 Q. R-E-D-D-I-N-G?</p> <p>16 A. R-E-A-D-I-N-G.</p> <p>17 Q. Like Reading, Pennsylvania. 18 What's his position here?</p> <p>19 A. Director of public safety.</p> <p>20 Q. May we see the notes please?</p> <p>21 MR. MARSHALL-OTTO: Do you have a 22 second copy?</p> <p>23 MR. CAGNEY: Yes.</p> <p>24 MR. LOUGHRY: Is there a Xerox 25 machine?</p>	<p style="text-align: right;">Page 24</p> <p>1 Rivera, for example, physically grab him, do you 2 think you would have considered that important 3 enough to note?</p> <p>4 A. I would think so.</p> <p>5 Q. Now, I want to go back over a couple of 6 things that you told us about. You do recall it 7 appears seeing Mr. Martinez and Trooper Rivera down 8 by the dugout. I think that's the word you used, 9 the dugout; is that correct?</p> <p>10 A. Correct.</p> <p>11 Q. Now, this is the baseball field, the 12 varsity baseball field at Lawrenceville School that 13 we are talking about?</p> <p>14 A. Correct.</p> <p>15 Q. Is it called the Waugh, W-A-U-G-H, baseball 16 field?</p> <p>17 A. Yes, sir.</p> <p>18 Q. I take it there is a regulation baseball 19 diamond there and probably an outfield and fence 20 showing the limits of the baseball field on the 21 outside, the outfield, the wall?</p> <p>22 A. Yes.</p> <p>23 Q. And there is also a backstop and a chain 24 link fence around sort of the foul territory that is 25 around the infield?</p>
<p style="text-align: right;">Page 23</p> <p>1 MR. CAGNEY: We will make copies of 2 it. 3 (At which time a break was taken.)</p> <p>4 Q. So, Mr. Goldenberg, when you wrote down 5 these comments, what we have now marked as 6 Goldenberg 1, when you typed this down, you were 7 doing your best to recount what you already saw?</p> <p>8 A. Correct.</p> <p>9 Q. And I notice in here, can you confirm that 10 you make no mention of Mr. Martinez making any 11 physical contact with Trooper Rivera prior to or 12 before Trooper Rivera took him into some kind of 13 control or custody; am I correct?</p> <p>14 A. Correct.</p> <p>15 Q. And you have told us here today that you 16 don't remember Mr. Martinez making any physical 17 contact with Trooper Rivera, do you remember that 18 answer?</p> <p>19 A. I cannot recall.</p> <p>20 Q. When you wrote this down, you were doing 21 the best you could to put down all the things that 22 you thought were important, when you wrote 23 Goldenberg 1?</p> <p>24 A. Correct.</p> <p>25 Q. If you had seen Mr. Martinez grab Trooper</p>	<p style="text-align: right;">Page 25</p> <p>1 A. Correct.</p> <p>2 Q. And the dugout, of course, is along one of 3 the baselines?</p> <p>4 A. Correct.</p> <p>5 Q. Is this the third baseline?</p> <p>6 A. Yes.</p> <p>7 Q. Now, there is some kind of a distance I 8 guess between the dugout or the edge of the dugout 9 and someplace where cars could pull up and stop and 10 even park; is that right?</p> <p>11 A. Correct.</p> <p>12 Q. And Trooper Rivera had parked his car, 13 which you actually focused a little bit on the fact 14 that there was a trooper car there, didn't you?</p> <p>15 A. Correct.</p> <p>16 Q. You were interested or curious about maybe 17 getting a look at the trooper car?</p> <p>18 A. Correct.</p> <p>19 Q. And that was parked in the roadway?</p> <p>20 A. Yes.</p> <p>21 Q. And what's the name of that road?</p> <p>22 A. Woods Drive.</p> <p>23 Q. That's the road that you live on?</p> <p>24 A. Right.</p> <p>25 Q. The same road that Vicky Martinez and the</p>

7 (Pages 22 to 25)

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<p style="text-align: right;">Page 26</p> <p>1 Martinez's lived on?</p> <p>2 A. Yes.</p> <p>3 Q. There is a row of homes there and if you</p> <p>4 think about the end of the row of homes, this is</p> <p>5 sort of a long part of a cul-de-sac, isn't it?</p> <p>6 A. Yes.</p> <p>7 Q. And so these are units that are more or</p> <p>8 less of uniform appearance, dimension and so forth?</p> <p>9 A. Yes.</p> <p>10 Q. Townhouses, that sort of thing?</p> <p>11 A. Yes.</p> <p>12 Q. If you count in from the last townhouse to</p> <p>13 where yours is, how many, if you can think in your</p> <p>14 mind's eye for a moment, how many units in is your</p> <p>15 unit from the end?</p> <p>16 A. Well, my number is 16 and the last unit is</p> <p>17 22.</p> <p>18 Q. And how about the Martinez's unit?</p> <p>19 A. I do not know their number off the top of</p> <p>20 my head.</p> <p>21 Q. So, was their unit closer to the end of the</p> <p>22 row or was it on the other side, if you follow me?</p> <p>23 A. Their house is, actually in the side of the</p> <p>24 cul-de-sac they are further from the baseball field</p> <p>25 if that makes sense.</p>	<p style="text-align: right;">Page 28</p> <p>1 A. Clear view.</p> <p>2 Q. And you obviously could hear as well?</p> <p>3 A. Yes.</p> <p>4 Q. And you heard them speaking to one another</p> <p>5 as they traversed or as they crossed the distance</p> <p>6 between the dugout and where the cars were parked;</p> <p>7 is that correct?</p> <p>8 A. Correct.</p> <p>9 Q. But what you heard was spoken in Spanish,</p> <p>10 not in English, did I get that right?</p> <p>11 A. Correct.</p> <p>12 Q. And you don't speak Spanish?</p> <p>13 A. Not at all.</p> <p>14 Q. And they were having a conversation, is</p> <p>15 that the word you used?</p> <p>16 A. Yes.</p> <p>17 Q. So, this was not someone or two people</p> <p>18 screaming at each other at that point, was it?</p> <p>19 A. No.</p> <p>20 Q. It was -- you didn't know whether they were</p> <p>21 having a conflict or not?</p> <p>22 A. Correct.</p> <p>23 Q. And certainly, as you heard the voices</p> <p>24 going back and forth, well, you didn't hear any</p> <p>25 profanity coming from anyone, did you?</p>
<p style="text-align: right;">Page 27</p> <p>1 Q. In any event, when you came over with your</p> <p>2 golf cart, you came over more or less by where the</p> <p>3 trooper's car was parked?</p> <p>4 A. Yes.</p> <p>5 Q. And Vicky Martinez was there in her car?</p> <p>6 A. Yes.</p> <p>7 Q. Vicky Martinez got out of the car, right?</p> <p>8 A. Yes.</p> <p>9 Q. And you were in your cart?</p> <p>10 A. Golf cart.</p> <p>11 Q. You didn't get out of your golf cart?</p> <p>12 A. No.</p> <p>13 Q. And if I heard you correctly, you watched</p> <p>14 as Mr. Martinez and Trooper Rivera were walking away</p> <p>15 from the dugout up towards where the cars were</p> <p>16 parked; is that right?</p> <p>17 A. Correct.</p> <p>18 Q. And that's more or less a grassy lawn type</p> <p>19 area with some shrubs?</p> <p>20 A. Correct.</p> <p>21 Q. And you would walk across the grassy area,</p> <p>22 maybe through a little bit of shrubbery and then up</p> <p>23 to the road, is that the way it works?</p> <p>24 A. It's open.</p> <p>25 Q. You can see, you have a clear view?</p>	<p style="text-align: right;">Page 29</p> <p>1 A. I don't speak Spanish so I couldn't tell</p> <p>2 you if they were doing that or not.</p> <p>3 Q. Let me just use, with apologies for the</p> <p>4 decorum of this institution, let me just use one</p> <p>5 particular word which is not a Spanish word, the</p> <p>6 word fuck, F-U-C-K, you didn't hear that word, did</p> <p>7 you?</p> <p>8 A. No, I did not.</p> <p>9 Q. In all the time that you listened to the</p> <p>10 conversation or interchange between Mr. Martinez and</p> <p>11 Trooper Rivera, you did not hear that word being</p> <p>12 used, did you?</p> <p>13 A. Not that I recall.</p> <p>14 Q. And you can confirm there is nothing in</p> <p>15 Goldenberg 1 about anyone using that word, is there?</p> <p>16 A. Correct.</p> <p>17 Q. Of course, you heard some of the</p> <p>18 interchange, some of the conversation between</p> <p>19 Martinez, Rivera and maybe Mrs. Martinez up at the</p> <p>20 car? You heard some or most of that or all of it?</p> <p>21 A. I heard.</p> <p>22 Q. Now, I believe you told us that your, did</p> <p>23 you say a golf cart, is that what you were driving?</p> <p>24 A. Yes.</p> <p>25 Q. You are obviously ambulatory, we just</p>

<p style="text-align: right;">Page 30</p> <p>1 watched you go through the conference room doors and</p> <p>2 go out, you walk just fine, right?</p> <p>3 A. Yes.</p> <p>4 Q. That was true on that day, correct?</p> <p>5 A. Yes.</p> <p>6 Q. But this was the way you got around the</p> <p>7 campus, you used the little golf cart?</p> <p>8 A. Yes.</p> <p>9 Q. So, as you were making your observations</p> <p>10 that day, can you tell us where your golf cart was</p> <p>11 situated with respect to the trooper's car?</p> <p>12 A. Towards the trunk end, pretty close to it.</p> <p>13 Q. On the driver's side or on the passenger</p> <p>14 side?</p> <p>15 A. Driver's side.</p> <p>16 Q. When you were -- so you are telling us that</p> <p>17 Mr. Martinez came over to you to say something about</p> <p>18 Trooper Rivera having had an affair with his wife?</p> <p>19 A. I can't say that. I don't know. He could</p> <p>20 have been going around the car to get in the car</p> <p>21 because I was on the driver's side.</p> <p>22 Q. I'm talking about Mr. Martinez now, maybe I</p> <p>23 misspoke. Did Mr. Martinez come over to you?</p> <p>24 A. Yes.</p> <p>25 Q. To speak to you directly?</p>	<p style="text-align: right;">Page 32</p> <p>1 Rivera?</p> <p>2 A. I did not see him there.</p> <p>3 Q. Where did you see him?</p> <p>4 A. When I saw him next, he was at the tail end</p> <p>5 of the car, the trunk of the car.</p> <p>6 Q. Whose car?</p> <p>7 A. His car.</p> <p>8 Q. So, Vicky was --</p> <p>9 A. Vicky was in front -- Vicky was at the hood</p> <p>10 of the car, the engine of the car.</p> <p>11 Q. Of the trooper car?</p> <p>12 A. Of the trooper car and Jose, when I saw him</p> <p>13 next was at the trunk end.</p> <p>14 Q. And Mr. Martinez was down by where Vicky</p> <p>15 was?</p> <p>16 A. Was walking toward her, yes.</p> <p>17 Q. Was it at that point that you remember</p> <p>18 Vicky saying something to Mr. Martinez about you are</p> <p>19 not supposed to be here?</p> <p>20 A. Correct.</p> <p>21 Q. And that's when I think what you told us</p> <p>22 was that Mr. -- Trooper Rivera said something</p> <p>23 similar, oh, you are not supposed to be here,</p> <p>24 something like that?</p> <p>25 A. Correct.</p>
<p style="text-align: right;">Page 31</p> <p>1 A. Yes, so he came around the car.</p> <p>2 Q. And then he went back and talked?</p> <p>3 A. To Vicky.</p> <p>4 Q. And at that point Trooper Rivera was where</p> <p>5 in relation to your car?</p> <p>6 A. That I couldn't tell you because</p> <p>7 Mr. Martinez was right in front of me.</p> <p>8 Q. So, Rivera was not closer to you than</p> <p>9 Mr. Martinez?</p> <p>10 A. No.</p> <p>11 Q. He was farther away.</p> <p>12 But you had your eye on Mr. Martinez?</p> <p>13 A. He was in my face.</p> <p>14 Q. And then he turned and walked away from</p> <p>15 you?</p> <p>16 A. Correct.</p> <p>17 Q. And where did he walk to at that point?</p> <p>18 A. Toward the front of the car where Vicky</p> <p>19 was.</p> <p>20 Q. Was she on the driver's side or passenger</p> <p>21 side?</p> <p>22 A. I can't recall. It was just the front of</p> <p>23 the car. Yeah, she was by the hood, probably</p> <p>24 more -- she was in front of the car.</p> <p>25 Q. And is that where Rivera was, Trooper</p>	<p style="text-align: right;">Page 33</p> <p>1 Q. And then he walked towards Mr. Martinez and</p> <p>2 said stand still?</p> <p>3 A. Correct.</p> <p>4 Q. So, you heard and saw Trooper Rivera do</p> <p>5 that?</p> <p>6 A. Correct.</p> <p>7 Q. Did he say stand still as he was walking</p> <p>8 towards him?</p> <p>9 A. That I couldn't tell you.</p> <p>10 Q. Then did you see what Trooper Rivera did</p> <p>11 physically?</p> <p>12 A. He just cuffed him.</p> <p>13 Q. How did he do that, do you remember?</p> <p>14 A. I remember Joel being flexed and I'm</p> <p>15 trying, I can't remember if he was on the hood of</p> <p>16 the car.</p> <p>17 Q. When you say flexed, we don't have a</p> <p>18 videotape rolling now so I will try to describe what</p> <p>19 you did. You took the upper part of your body and</p> <p>20 you moved it toward --</p> <p>21 A. Yes.</p> <p>22 Q. When you said that you remember Joel being</p> <p>23 flexed. Is that, do you mean that the top part of</p> <p>24 his body, the trunk of his body was bent forward?</p> <p>25 A. Yes.</p>

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<p>1 Q. And as you recall it, it was that Trooper 2 Rivera was putting him down on the hood of the car? 3 A. Yes. 4 Q. In these moments around the cars, as you 5 were listening to whatever was being said, it 6 appeared to you that Joel Martinez seemed upset? 7 A. Yes. 8 Q. But he did not seem aggressive at that 9 point, just upset, am I right? 10 A. Yes. 11 Q. So, he did not seem out of control to you, 12 did he? 13 A. When he was with me, no. 14 Q. Although he was upset, you were talking 15 about emotional upset; is that right? 16 A. Yes. 17 Q. You didn't hear him threaten anybody, did 18 you? 19 A. I did not. 20 Q. And you didn't see him make any threatening 21 gestures to anybody, did you? 22 A. I did not. 23 Q. And he wasn't screaming at that point, was 24 he, Joel? 25 A. When he was with me, I would not say</p>	<p>1 Q. That this man had an affair with his wife, 2 you wouldn't find that surprising that his tone was 3 elevated, would you? 4 A. Correct. 5 Q. With respect to that baseball field, it is 6 your recollection that you saw Mr. Martinez actually 7 go inside the gate onto the field? 8 A. I did not see him go inside the gate. He 9 was already inside the gate when I came out. 10 Q. And Rivera was on the field, wasn't he? 11 A. Correct. 12 Q. And how far was Martinez inside the gate, 13 do you remember? 14 A. I do not. 15 Q. There is no sign down there in that fence 16 saying no trespassing, is there? 17 A. There is not. 18 Q. And it sounds like what you observed at 19 least is Mr. Martinez and Trooper Rivera walking 20 away together from the point when you first saw them 21 walking away from the field and coming out to the 22 cars, do I have that right? 23 A. Yes, they were shoulder to shoulder. 24 Q. And no one was pulling or pushing anyone; 25 is that right?</p>
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<p>1 screaming, but he was talking loudly. 2 Q. A little louder than what we're talking 3 now? 4 A. Yes, correct. 5 Q. So, his tone was a bit elevated? 6 A. Yes. 7 Q. He was saying to you something about the 8 trooper having had an affair with his wife, wasn't 9 he? 10 A. Correct. 11 Q. So, that wasn't terribly surprising to you 12 that his tone might be a bit elevated given the 13 content of what he was saying? Was that surprising 14 to you? 15 A. I guess I have no opinion on that. 16 Q. Are you married? 17 A. Yes, I am. 18 Q. If someone had an affair with your wife and 19 you ran into that person, do you imagine you might 20 have a bit of an elevated tone in addressing that 21 person? 22 A. With that person, yes. 23 Q. So, it wouldn't be surprising if 24 Mr. Martinez was actually stating this proposition? 25 A. Correct.</p>	<p>1 A. I can't recall. 2 Q. Well, shoulder to shoulder, did you see 3 anybody's hands on anybody else? 4 A. I can't remember. 5 Q. Nonetheless, did it seem like a struggle 6 was going on at that point? 7 A. Define struggle. 8 Q. Well, I think you have already told me you 9 don't remember whether one person was dragging 10 another, or anything like that? 11 A. No, they were not dragging. 12 Q. But you didn't see any physical struggle 13 going on, did you? 14 A. No. 15 Q. Had you heard Trooper Rivera ask or tell 16 Mr. Rivera to walk away from the field? 17 A. I did not. 18 Q. But, in any event, you saw Mr. Martinez 19 walking away from the field, fair enough? 20 A. With the two of them together, yes. 21 Q. Now, I just wanted to ask you to listen for 22 about 30 seconds to a few voices, all right. I will 23 be asking you a question. The question I will be 24 asking you is whether you hear and recognize your 25 voice in what I will play you, all right?</p>

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<p style="text-align: right;">Page 38</p> <p>1 MR. CAGNEY: Are we going to mark 2 something first? 3 MR. LOUGHRY: I can't mark it. It is 4 on my computer. 5 MR. CAGNEY: Can you identify it? 6 MR. LOUGHRY: Well, I will ask the 7 witness if he can identify it. Do you want me to 8 stop? 9 MR. CAGNEY: Yes, I do want you to 10 stop. Do we know what this is? 11 MR. MARSHALL-OTTO: No, I don't but 12 I'm comfortable if he wants to make a representation 13 about it and have him attempt to identify it we can 14 get a copy later, that's okay with me. 15 MR. LOUGHRY: This is a tape recording 16 of a conversation between the state police internal 17 affairs officer and purportedly Mr. Goldenberg that 18 was produced to me in discovery from the state 19 police. 20 A. May I ask a question? 21 (Discussion off the record.) 22 (At which time a break was taken.) 23 Q. So, what I will do is play maybe the first 24 30 seconds or something. 25 Counsel, the reporter is going to attempt</p>	<p style="text-align: right;">Page 40</p> <p>1 speak loud, slow and clear, if necessary, I suggest 2 that if you wait a minute to compose your thoughts 3 prior to answering any questions. It is also my 4 duty to inform you that your statement will be 5 considered part of an official police report and 6 will be relied upon in furtherance of an official 7 police investigation. In that regard, you have a 8 legal obligation to provide truthful statements and 9 responses. Should it be discovered that you have 10 intentionally provided false information you are 11 subject to criminal persecution. Do you understand 12 all the information I've explained to you? 13 Yes, I do. 14 Okay, thank you. Will you now voluntarily 15 provide me with a statement concerning your 16 knowledge of the incident under investigation? 17 Yes. 18 And do you have any questions before we 19 begin? 20 No. 21 Okay, sir, if you would please for the 22 record full name and address? 23 Michael Goldenberg, 2500 Main Street, 24 Lawrenceville, New Jersey. 25 Okay, and your phone number please.</p>
<p style="text-align: right;">Page 39</p> <p>1 to take down what's played and I have asked her to 2 do that so the transcript is clear. 3 (At which time the following is an excerpt 4 of an interview.) 5 ("Good morning. Today is May 7th of 2014 6 Wednesday. It looks like the time is now 10:10 a.m. 7 We're currently located at the Lawrenceville Prep 8 High School located on 2500 Main Street in 9 Lawrenceville, New Jersey in Mercer County. This is 10 the digitally recorded statement of Mr. Michael 11 Goldenberg, a witness regarding general 12 investigation 20130216. I am Detective Sergeant 13 Vargas badge 6764 of the New Jersey State Police 14 currently assigned to the Office of Professional 15 Standards Federal Investigation Bureau, 16 investigation central. 17 Mr. Goldenberg, I am currently 18 investigating an allegation of false arrest against 19 Trooper I Jose Gabrielle Rivera, 6010, with the 20 state police. I request that you provide me with a 21 formal statement concerning any information you know 22 pertaining to this incident. The statement will 23 consist of a question and answer dialogue. Your 24 statement is being digitally recorded and the 25 information provided may be very important. Please</p>	<p style="text-align: right;">Page 41</p> <p>1 609-895-2105. 2 And your age and date of birth please? 3 7/7/62 and I will be 52 -- 51 right now 4 will be 52 in a few months. 5 All right, sir." 6 Q. Mr. Goldenberg, have you had the 7 opportunity to listen to the first couple of minutes 8 of this tape recording that I have played you? 9 A. Yes. 10 Q. Is that your voice that you hear? 11 A. Yes. 12 Q. Do you remember giving a statement to this 13 state police trooper Investigator Vargas on occasion 14 before today? 15 A. Yes. 16 Q. Now, I might, what I might do is I just 17 might hit two other places in the tape randomly just 18 to confirm that it continues to be your voice and so 19 I will just, I'm not going to any particular time. 20 (Discussion off the record.) 21 "And that I remember, I mean I -- 22 Sure. 23 That you remember. 24 There is nothing obvious where somebody, 25 you know, took two hands and punished him, I would</p>

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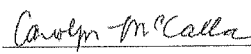
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<p style="text-align: right;">Page 42</p> <p>1 have remembered that." 2 Q. Is that your voice? 3 A. Yes. 4 Q. That is time signature around 11:56. I 5 will go down towards the end of the tape. 6 "You would have remembered some sort of 7 physical -- 8 Q. I'm at time stage 39:50. I hope that's not 9 too far. 10 "Sort of safeguarding the confidentiality, 11 they go in hand in hand. Everyone's interview is 12 just that, it's confidential, it's not shared with 13 anyone. 14 No, but does he know that you guys are 15 investigating him?" 16 Q. Again, that is your voice? 17 A. Yes. 18 Q. That was at time signature 39:55 to about 19 40 minutes, that's essentially the end of the tape. 20 MR. MARSHALL-OTTO: Are you all set, 21 Justin? 22 MR. LOUGHRY: Let me check my notes. 23 Those are the questions I have. Thank you very 24 much, Mr. Goldenberg. 25 MR. MARSHALL-OTTO: I have one</p>	<p style="text-align: right;">Page 44</p> <p>1 Q. Any kind of discomfort or pain? 2 A. I do not recall. 3 Q. Did he make any reaction at the time that 4 he was handcuffed? 5 A. Yes, he actually just said to me that he 6 shouldn't be there and he doesn't want Trooper 7 Rivera with his kids. 8 Q. Like around his kids? 9 A. Around his kids, yes. 10 Q. Thank you very much, Mr. Goldenberg. 11 (The deposition was concluded at 12 11:02 a.m.) 13 14 15 16 17 18 19 20 21 22 23 24 25</p>
<p style="text-align: right;">Page 43</p> <p>1 follow-up question. 2 EXAMINATION BY MR. MARSHALL-OTTO: 3 Q. Mr. Goldenberg, you testified that you 4 observed Trooper Rivera place Mr. Martinez under 5 arrest, correct? 6 A. Correct. 7 Q. Did you also observe him place him in his 8 trooper car? 9 A. I did not. 10 Q. You did not. With respect to what you did 11 observe, did you at any time observe Trooper Rivera 12 attack, assault or otherwise cause bodily harm to 13 Mr. Martinez? 14 A. I did not. 15 Q. That's all I have. 16 EXAMINATION BY MR. LOUGHRY: 17 Q. Based on that, Mr. Goldenberg, you 18 mentioned I think that Trooper Rivera cuffed 19 Mr. Martinez? 20 A. Correct. 21 Q. You meant handcuffed? 22 A. Correct. 23 Q. Do you remember Mr. Martinez expressing any 24 kind of concern about the handcuffing? 25 A. I do not recall.</p>	<p style="text-align: right;">Page 45</p> <p>1 CERTIFICATE OF OFFICER 2 3 I, (CAROLYN J. MC CALLA), a Certified Court 4 Reporter and Notary Public, do hereby certify that 5 prior to the commencement of the examination, 6 MICHAEL S. GOLDENBERG 7 was duly sworn by me to testify to the truth, the 8 whole truth and nothing but the truth. 9 I do further certify that the foregoing is 10 a true and accurate transcript of the stenographic 11 notes of testimony taken by me at the time place and 12 on the date hereinbefore set forth. 13 I do further certify that I am neither a 14 relative nor employee, nor attorney, nor counsel to 15 any parties to this action; and that I am neither 16 related a relative nor employee of any such attorney 17 or counsel, and that I am not financially interested 18 in this action. 19 20 21  CC CRP, RMR 22 CAROLYN J. MC CALLA 23 Certificate No XI-0001219 24 25</p>

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What I witnessed on 4/26/13
4:15pm-ish

Jose's police car was parked by the baseball field on the side of the port-a-pot. I saw him start to leave the baseball field walking to his car and I was just coming out of my house and figured I would meet him at his car to say good-bye and to look into the vehicle to see what the technology looks like now a days in a police car. As I drove my golf cart over from my house to where he was parked, there was a black car at the front end of the police car and a white car at the trunk end. Approximately five minutes earlier when I was going into my house from the third base side of the baseball field, I saw the white car coming towards me and as it passed in front of Jim Jordan's house, it turn right towards the port-a-pot and where the police car was.

When I came over to the police car in my golf cart, I saw Vickie Martinez was in the drivers seat of the black car and as I pulled up to the police car to see where Jose was, I saw he and Mr. Martinez walking over towards the cars speaking in Spanish. Mr. Martinez came over to me and said "his wife was having an affair with Jose and Jose was threatening me and that Jose should not be here and he was getting a restraining order on him." I thought he was kidding at first because I did know about Vickie's family situation. Mr. Martinez walked towards the front end of the police car where Vickie was standing. Jose was walking by me at the end of the police car and Vicky said to Mr Martinez, "what are you doing here? You are not supposed to here." Jose repeated "he is not supposed to be here" and then told him not to move and cuffed him. Mr. Martinez said something to me like he did not want Jose by his kids and he should not be here. Vickie said "please don't arrest him because of his job."

I then left the scene realizing that this was a serious private situation. A few minutes later Vickie called me to explain the situation, so I went back to her house and sat on the front steps. She told me that she is getting divorced and that her husband left her a month ago. I told her I did not know that and I was sorry to hear about her situation. I told her that I would not say anything to anyone because it was not anyone's business except hers.

